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GRIFFITH HACK

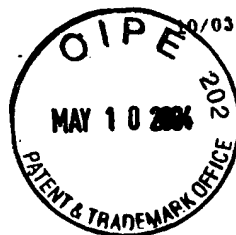
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PTO/SB/01 (12-97)  
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b> (37 CFR 1.63)		Attorney Docket Number	28979-0005
		First Named Inventor	Istvan TOTH et al.
		COMPLETE IF KNOWN	
		Application Number	10/676,436
<input type="checkbox"/> Declaration Submitted with Initial Filing		Filing Date	June 30, 2003
<input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.10(e)) required)		Group Art Unit	1614
		Examiner Name	Not as yet assigned

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**DELIVERY SYSTEMS**

(Title of the Invention)

☐ the specification of which is attached hereto

OR

☒ was filed on (MM/DD/YYYY)

05/30/2003

as United States Application Number or PCT International

Application Number 10/676,436 and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
0100115.5	UK	01/04/2001	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto;  
I hereby claim the benefit under 35 U.S.C. 119(h) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	
		<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

(Page 1 of 2)

Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop MISSING PARTS, Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

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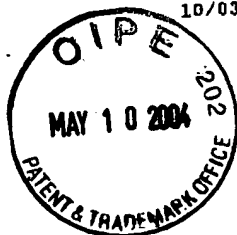
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**DECLARATION — Utility or Design Patent Application**

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 385(c) of any PCT International application designating the United States of America, filed below and, insofar as the subject matter of each of the claims of the application is not designated in the prior United States or PCT international application in the manner provided by the first paragraph of 31 U.S.C. 112. I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PGT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (If applicable)
PCT/AU02/00005	01/03/2002	

☐ Additional U.S. or PCT International application numbers are listed on a supplemental priority data sheet PTO/SB/028 attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☒ Customer Number 25213 Please Customer Number Bar Code Label here

OR

☐ Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number

☐ Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/020 attached hereto.

Direct all correspondence to: ☒ Customer Number or Bar Code Label 25213 OR ☐ Correspondence address below

Name			
Address			
Address			
City	State	ZIP	
Country	Telephone	Fax	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))		Family Name or Surname	
Istvan		TOTH	
Inventor's Signature	Date		17/03/2004
Residence: City	Moggill	State	Queensland
Country	Australia	Citizenship	Australia
Post Office Address	5 Zelita Road		
City	Moggill	State	Queensland
ZIP	4070	Country	Australia

☒ Additional inventors are being named on the : supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto:

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PAGE 4/8 \* RCVD AT 5/6/2004 8:30:24 PM Pacific Daylight Time! \* SVR:SVCS01/0 \* DNIS:6657 \* CSID:61 3 9243 8333 \* DURATION (mm-ss):03-06

PAGE 6/11 \* RCVD AT 5/10/2004 2:10:59 PM [Eastern Daylight Time] \* SVR:USPTO-EFXRF-2/5 \* DNIS:7464060 \* CSID: \* DURATION (mm-ss):04-52

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PTO/SB/02A (3-97)

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<b>DECLARATION</b>	<b>ADDITIONAL INVENTOR(S)</b> Supplemental Sheet Page <u>1</u> of <u>2</u>
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))		Family Name or Surname					
Robert		FALCONER					
Inventor's Signature	<i>R. A. Falconer</i>					Date	26/03/04
Residence: City	Gillingham	State	Kent	Country	United Kingdom	Citizenship	United Kingdom
Post Office Address	1 Vicarage Road						
Post Office Address							
City	Gillingham	State	Kent	ZIP	ME7 5JA	Country	United Kingdom
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))		Family Name or Surname					
Shaun Emmanuel		DE CRUZ					
Inventor's Signature	<i>[Signature]</i>					Date	17/3/04
City	Taringa	State	Queensland	Country	Australia	Citizenship	Australia
Post Office Address	2/88 Indoonopilly Road						
Post Office Address							
City	Taringa	State	Queensland	ZIP	4068	Country	Australia
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))		Family Name or Surname					
Ross Peter		MCGEARY					
Inventor's Signature	<i>[Signature]</i>					Date	17/3/04
City	St. Lucia	State	Queensland	Country	Australia	Citizenship	Australia
Post Office Address	130 Highland Terrace						
Post Office Address							
City	St. Lucia	State	Queensland	ZIP	4087	Country	Australia

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<b>DECLARATION</b>	<b>ADDITIONAL INVENTOR(S)</b> Supplemental Sheet Page <u>2</u> of <u>2</u>
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Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))		Family Name or Surname					
Benjamin Paul		ROSS					
Inventor's Signature						Date	17/3/2004
Residence: City	Chapel Hill	State	Queensland	Country	Australia	Citizenship	Australia
Post Office Address	38 Chapman Street						
Post Office Address							
City	Chapel Hill	State	Queensland	ZIP	4069	Country	Australia
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))		Family Name or Surname					
Inventor's Signature						Date	
City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))		Family Name or Surname					
Inventor's Signature						Date	
City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))		Family Name or Surname					
Inventor's Signature						Date	
City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	

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PAGE 03

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Practitioner's Docket No.: 26979-0005

PATENT

**POWER OF ATTORNEY BY ASSIGNEE TO EXCLUSION OF INVENTOR  
UNDER 37 C.F.R. § 3.71 WITH REVOCATION OF PRIOR POWERS**

The undersigned ASSIGNEE of the entire interest in:

- ☐ U.S. Patent No.  
☒ U.S. application no. 10/676,436, filed on June 30, 2003.

hereby appoints the practitioners at Customer Number 25213 as its attorneys and agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and hereby revokes all prior powers of attorney; said appointment to be to the exclusion of the inventors and the inventors' attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

The following evidentiary documents establish a chain of title from the original owner to the Assignee:

*(complete one of the following)*

- ☒ a copy of an Assignment attached hereto, which Assignment has been (or is herewith) forwarded to the Patent and Trademark Office for recording; or
- ☐ the Assignment recorded on \_\_\_\_\_ at reel \_\_\_\_\_, frames \_\_\_\_\_.

Pursuant to 37 C.F.R. § 3.73(b) the undersigned Assignee hereby states that evidentiary documents have been reviewed and hereby certifies that, to the best of ASSIGNEE's knowledge and belief, title is in the Identified ASSIGNEE.

Direct all correspondence and telephone calls to:

Name	Sam L. Nguyen, Reg. No. 52,496					
Address	Heller Eberman White & McAuliffe LLP					
Address	275 Middlefield Road					
City	Menlo Park	State	CA	Zip	94025	Customer No.: 25213
Country	USA	Telephones	(650) 324-7000	Fax	(650) 324-0638	

ASSIGNEE: ALCHEMIA PTY LTD

Signature: *Michael L. West*Name: MICHAEL L. WESTTitle: DIRECTOR OF INTELLECTUAL  
PROPERTYDate: MAY 11, 2004

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## ASSIGNMENT OF APPLICATION

Docket Number 26979-0005

Whereas, the undersigned:

Istvan TOTTH  
5 Zelita Road  
Moggill, Queensland 4070  
AustraliaRobert FALCONIER  
1 Vicarage Road  
Orkneyham, Kent ME7 5JA  
United KingdomSham Emmanuel D'S CRUZ  
2/88 Indocroopilly Road  
Turings, Queensland 4068  
AustraliaRoss Peter MCGHARY  
130 Highland Terrace  
St. Lucia, Queensland 4067Benjamin Paul ROSS  
36 Chapman Street  
Chapel Hill, Queensland 4069  
Australia

hereinafter termed "Inventors", have invented certain new and useful improvements in

## DELIVERY SYSTEMS

- ☒ for which an application for United States Patent was filed on June 30, 2003, Application No. 10/576,431  
☐ for which an application for a United States Patent was submitted on \_\_\_\_\_, and

WHEREAS, ALCHEMIA PTY LTD, a corporation having a place of business at 3 Hi-Tech Court, Brisbane Technology Park, Eight Mile Plains, Queensland 4113 Australia, (hereinafter termed "Assignee"), is desirous of acquiring the entire right, title and interest in and to said application and the invention disclosed therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered jointly or severally by said Inventors (all collectively hereinafter termed "said invention"), and in and to any and all patents, inventor's certificates and other forms of protection (hereinafter termed "patents") thereon granted in the United States and foreign countries.

NOW, THEREFORE, in consideration of good and valuable consideration acknowledged by said Inventors to have been received in full from said Assignee:

1. Said Inventors do hereby sell, assign, transfer and convey unto said Assignee the entire right, title and interest (a) in and to said application and said invention; (b) in and to all rights to apply for foreign patents on said invention pursuant to the International Convention for the Protection of Industrial Property or otherwise; (c) in and to any and all applications filed and any and all patents granted on said invention in the United States or any foreign country, including each and every application filed and each and every patent granted on any application which is a divisional, substitution, continuation, or continuation-in-part of any of said applications; and (d) in and to each and every reissue or extensions of any of said patents.
2. Said Inventors hereby jointly and severally covenant and agree to cooperate with said Assignee to enable said Assignee to enjoy to the fullest extent the right, title and interest herein conveyed in the United States and foreign countries. Such cooperation by said Inventors shall include prompt production of pertinent facts and documents, giving of testimony, execution of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by said Assignee (a) for perfecting in said Assignee the right, title and interest herein conveyed; (b) for prosecuting any of said applications; (c) for filing and prosecuting substitute, divisional, continuing or additional applications covering said invention; (d) for filing and prosecuting applications for reissue of any said patents; (e) for interference or other priority proceedings involving said invention; and (f) for legal proceedings involving said invention and any applications therefor and any patents granted thereon, including without limitation reissues and reexaminations, opposition proceedings, cancellation proceedings, priority contests, public use proceedings, infringement actions and court actions; provided, however, that the expense incurred by said Inventors in providing such cooperation shall be paid for by said Assignee.
3. The terms and covenants of this assignment shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives, and shall be binding upon said Inventors, their respective heirs, legal representatives and assigns.

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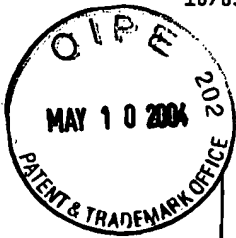
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Assignment of Application  
US Application No. 10/676,436  
Attorney Docket Number: 26979-0005  
Page 2

4. Said Inventors hereby jointly and severally warrant and represent that they have not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

IN WITNESS WHEREOF, said Inventors have executed and delivered this instrument to said Assignees as of the dates written below:

Date: 17/03/2004

Date: 26/03/04

Date: 17/3/04

Date: 17/3/04

Date: 17/3/2004

[Signature]  
Ivan Toth

R. A. Falcou

Robert Falcou

[Signature]  
Shawn Emmanuel De Cruz

[Signature]  
Ross Peter McGeary

[Signature]  
Benjamin Paul Ross

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